IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 17TH AUGUST 2006 / 26TH SRAVANA 1928

Bail Appl..No. 4824 of 2006

CRIME NO. 230/2006 OF KANNUR CITY POLICE STATION
.....

PETITIONER/2ND ACCUSED

REENA M.P., D/O. VIJAYAN P.,
AGED 37 YEARS, VADAKKECHIRAMMAL HOUSE,
MUZHAPPILANGAD P.O., KANNUR.

BY ADV. SRI.R.PARTHASARATHY
BIJI MATHEW

RESPONDENTS: STATE

STATION HOUSE OFFICER,
KANNUR CITY POLICE STATION, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4824/2006

DATED THIS THE 17TH DAY OF AUGUST, 2006

O R D E R

The petitioner is the second accused, in crime No.230/2006 of Kannur City Police Station. The allegation against her and others are for the offence punishable under Section 52-A and punishable under Section 68-A of the Copy Right Act, 1957, and also under Section 292-A of IPC. It is alleged that the petitioner is the licensee of a shop, by name 'Jockers Audio and Video' at Melachovva, Kannur. At the time of the raid of the premises, four C.Ds with obscene materials in it, three C.Ds of cinema including 'Udayanan Tharam', 45 blank C.Ds and 15 covers of C.Ds were seized. These materials reveal that the accused were engaged in illegally copying various materials, in violation of the Copy Right Act.

2. The learned Public Prosecutor opposed of granting of an order, under Section 438 Cr.P.C.

3. Considering the materials on record, I direct

the petitioner to surrender before the Investigating Officer, who is investigating crime No.230/2006 of Kannur City Police Station, on 23.8.2006.

4. The Investigating Officer shall interrogate the petitioner in the presence of a woman police officer and thereafter, produce her, as per the law, before the Judicial Magistrate of First Class-II, Kannur. The learned Magistrate shall consider the bail application that would be filed by the petitioner and pass orders, according to the law, on the date of production itself.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs